

SWAIN, S.

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SECURITIES AND EXCHANGE COMMISSION  
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

**SECURITIES AND EXCHANGE COMMISSION,**

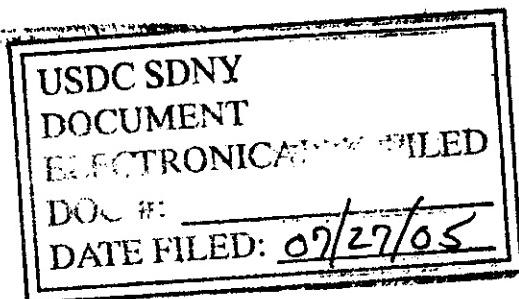
Plaintiff,

- against -

AMERINDO INVESTMENT ADVISORS INC.,  
ALBERTO WILLIAM VILAR, and GARY  
ALAN TANAKA,

05 Civ. 5231 (LTS)(DFF)

Defendants.



**STIPULATION AND [PROPOSED] ORDER**

WHEREAS the plaintiff Securities and Exchange Commission ("Commission") commenced this action by filing a Complaint on June 1, 2005;

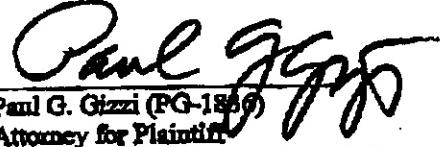
WHEREAS the Commission served the Summons and Complaint upon defendant Gary Alan Tanaka on June 21, 2005;

WHEREAS defendant Tanaka's response to the Complaint is due on July 11, 2005;

WHEREAS the plaintiff Commission and defendant Tanaka have agreed to extend the date by which Tanaka must respond to the Complaint;

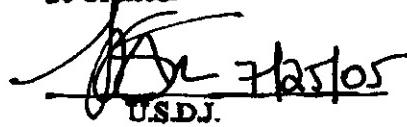
ACCORDINGLY, IT IS STIPULATED AND AGREED that the date by which defendant Tanaka must answer, move, or otherwise respond to the Complaint shall be extended until August 19, 2005.

Dated: New York, New York  
July 11, 2005

  
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3 World Financial Center  
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Gary Alan Tanaka

So Ordered:

  
U.S.D.J.